

**UNITED STATES DISTRICT COURT**  
**DISTRICT OF NEVADA**

JIN MYUNG and DEREK  
KINOSHITA,  
Plaintiffs

vs.

COLONIAL VAN LINES d/b/a  
MOVING VAN LINES, et al.,  
Defendants

Case No.: 2:24-cv-02182-CDS-NJK

**ORDER APPROVING  
STIPULATION FOR  
PLAINTIFFS TO FILE FIRST  
AMENDED COMPLAINT**

[ECF No. 17]

**FINDINGS OF FACT**

Based on the stipulation of counsel, and good cause appearing  
therefore, the Court finds that:

1. That on or about November 21, 2024, defendant Colonial Van Lines  
(CVL) removed this case from the Eighth Judicial District Court citing federal

1 question under the Carmack Amendment, 49 U.S.C. § 14706, as the basis for  
2 subject matter jurisdiction;

3 2. CVL also filed a 12(b)(6) motion to dismiss plaintiffs' complaint that  
4 same day. Plaintiffs' response to CVL's motion to dismiss was due December  
5 5, 2024. The parties stipulated to allow plaintiffs additional time, to and  
6 including December 16, 2024, to file an amended complaint or an opposition  
7 to CVL's motion to dismiss.

8 3. Counsel for the parties conferred today by telephone and counsel  
9 for CVL agreed that plaintiffs may seek leave to amend via stipulation  
10 instead of by motion.

11 **ORDER**

12 IT IS HEREBY ORDERED that the parties' stipulation [ECF No. 17] is  
13 approved. The Clerk of Court is directed to detach and file the first  
14 amended complaint (ECF No. 17-1).

15 IT IS FURTHER ORDERED that Colonial Van Lines's motion to  
16 dismiss [ECF No. 2] is denied as moot.

17 Dated: December 18, 2024

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20 UNITED STATES DISTRICT JUDGE  
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